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July 31, 1992

Recordation No. 10510-O

RECORDATION NO. 10510-O FILED 1425

JUL 31 1992 • 1 05 PM

INTERSTATE COMMERCE COMMISSION

JUL 31 1 00 PM '92
RECORDING UNIT

Dear Mr. Strickland:

On behalf of BOT Financial Corporation, I submit for filing and recording under 49 U.S.C. Section 11303(a) and the regulations promulgated thereunder, executed counterparts of a secondary document, not previously recorded, entitled Termination of Lease ("Termination").

The executing party of the enclosed Termination is:

Federal Deposit Insurance Corporation
(As Receiver for New Bank of New England, N.A.,
who was assignee of the Lease being terminated,
among other things, from NEMLC Leasing Associates
No. 1 who was the assignee of the original Lessor)
124 Grove Street
P.O. Box 9104
Franklin, Massachusetts 02038

The said Termination, terminates and cancels of record that certain Equipment, Lease, dated as of March 15, 1979, and recorded with the Interstate Commerce Commission on June 18, 1979, under Recordation No. 10510-B, and should be recorded under the next available letter under Recordation No. 10510 which we believe will be -O.

The units of equipment covered by the Termination are all units identified in the aforesaid Equipment Lease recorded under Recordation No. 10510-B.

A short summary of the Termination to appear in the ICC Index is as follows:

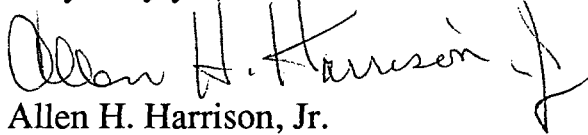
Countryman
A. H. Harrington

“Complete termination of Lease under 10510-B”

Enclosed is a check in the amount of sixteen dollars (\$16.00) in payment of the filing fees.

Once the filing has been made, please return to bearer the stamped counterpart(s) of the document not required for filing purposes, together with the fee receipt, the letter from the ICC acknowledging the filing, and the two extra copies of this letter of transmittal.

Very truly yours,

A handwritten signature in black ink, appearing to read "Allen H. Harrison, Jr.", with a stylized flourish at the end.

Allen H. Harrison, Jr.
Attorney for BOT Financial
Corporation for the purpose
of this filing

Honorable Sidney L. Strickland, Jr.
Secretary
Interstate Commerce Commission
Washington, D.C. 20231
Enclosures

BY HAND

7/31/92

Interstate Commerce Commission
Washington, D.C. 20423

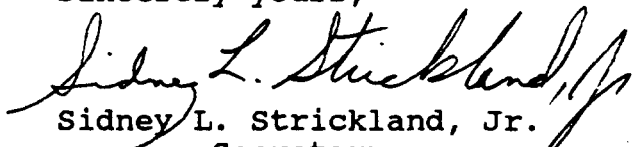
OFFICE OF THE SECRETARY

Allen H. Harrison, Jr.
Donelan, Cleary, Wood & Maser
Suite 850 1275 K St. N.W.
Washington, D.C. 20005-4078

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 7/31/92 at 1:05pm, and assigned recordation number(s). 10510-0

Sincerely yours,


Sidney L. Strickland, Jr.
Secretary

TERMINATION OF LEASE

JUL 31 1992 - 1 05 PM

INTERSTATE COMMERCE COMMISSION

THIS TERMINATION OF LEASE is made as of July 17, 1992 by Federal Deposit Insurance Corporation ("FDIC"), as Receiver for New Bank of New England, N.A. ("New Bank"), Assignee of NEMLC Leasing Associates No. 1, a Massachusetts limited partnership ("NEMLC No. 1").

WITNESSETH:

WHEREAS, by that certain Equipment Lease dated as of March 15, 1979, recorded with the Interstate Commerce Commission on June 18, 1979 under Recordation No. 10510-B (the "Early and Daniels Lease"), First Security Bank of Utah, N.A. and Thomas C. Cuthbert, not in their respective individual capacities but solely as Owner Trustees (the "Trustees") did lease to Early & Daniels Industries, Inc. one hundred and twenty-five (125) 4,750 cubic feet Covered Hopper Cars (the "Early and Daniels Cars"); and

WHEREAS, by that certain Bill of Sale and Assignment, executed July 22, 1986 and recorded December 18, 1986 with the Interstate Commerce Commission ("ICC"), under Recordation No. 10510-D, the Trustees did sell, assign, transfer and convey to NEMLC Leasing Associates No. 1, a Massachusetts limited partnership ("NEMLC No.1 "), all of its right, title and interest in, to and under the Early and Daniels Lease and the Early and Daniels Cars; and

WHEREAS, pursuant to that certain unrecorded Assignment and Assumption Agreement, dated as of July 12, 1991, NEMLC No. 1 assigned to New Bank all of its right, title and interest in, to and under the Lease; and


WHEREAS, the Comptroller of the Currency appointed, effective July 13, 1991, FDIC as Receiver of New Bank; and

WHEREAS, the duties and obligations of the parties to the Early and Daniels Lease have been satisfied and discharged;

NOW, THEREFORE, in consideration of the promises and covenants in the documents set forth above by reference, and for other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and with authority to issue and execute this document, intending to be legally bound, and recognizing the need to officially terminate of record the said Early and Daniels Lease in the files of the ICC, FDIC hereby terminates and cancels in toto the Early and Daniels Lease, effective NUNC PRO TUNC to the termination date set forth by the terms of the Early and Daniels Lease and in all events as of the date hereinabove first written.

IN WITNESS WHEREOF, FDIC has caused this Termination of Lease to be executed in its name, by an officer thereof duly authorized, all as of the date hereinabove first written.

FEDERAL DEPOSIT INSURANCE
CORPORATION, as Receiver for NEW
BANK OF NEW ENGLAND, N.A.,
Assignee of NEMLC LEASING
ASSOCIATES NO. 1

By: 
Name: George Owen
Title: Department Head
Date: 7/17/92

STATE OF Massachusetts)
COUNTY OF Norfolk) ss:

On the 17 day of July, 1992, before me personally
appeared the within named George Owen, to me personally
known, who, being by me duly sworn, says that he/she is _____
Department Head of Federal Deposit Insurance Corporation,
that he/she is duly authorized to execute the foregoing instrument on
behalf of Federal Deposit Insurance Corporation and that the said
instrument was signed on behalf of the said Corporation by authority
of its Board of Directors and he/she acknowledged that the execution
of the foregoing instrument was the free act and deed of the said
Corporation.

Anthony P. Agnello
Notary Public

[Notary Seal]

My Commission expires My Commission Expires Jan 31, 1997.